

State of South Dakota

EIGHTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 2009

400Q0073

SENATE BILL NO. 12

Introduced by: The Committee on Taxation at the request of the Department of Revenue and Regulation

1 FOR AN ACT ENTITLED, An Act to limit the amount of tax refunds for construction projects
2 that are located in areas that are included in a tax collection agreement between the state and
3 an Indian tribe.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That chapter 10-45B be amended by adding thereto a NEW SECTION to read as
6 follows:

7 If the project is located on land that is included within the agreement area of a tax collection
8 agreement entered into by the state and an Indian tribe pursuant to chapter 10-12A, the
9 department is only obligated to pay a percentage of the refund as required by this chapter equal
10 to the percentage of funds that the department retains pursuant to the terms of the tax collection
11 agreement.

